

# 2013 DENR Legislative Update

*Bills introduced by or relating to the Department of Environment and Natural Resources*

**(Updated: 02/15/2013 4:19 PM)**

Legislative Calendar: <http://legis.state.sd.us/sessions/2013/Calendar.pdf>

## HOUSE BILLS

**HB 1001:** Require mineral developers to give notice to surface owners before entering the land.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1001>

*Introduced by Representatives Olson (Betty), Hawley, Hoffman, Magstadt, Rozum, Schrempp, and Solum and Senators Sutton, Maher, Rampelberg, Rhoden, and Tieszen at the request of the Interim Oil and Gas Study Committee*

Jan. 08: First read in House and referred to House Ag & Natural Resources

Jan. 15: Scheduled for hearing

Jan. 15: Ag & Natural Resources motion to amend, passed

Jan. 15: Ag & Natural Resources Do Pass Amended, Passed 13-0

Jan. 15: Placed on consent, Passed

Jan. 17: House of Representatives Do Pass Amended, Passed 70-0

Jan. 18: First read in Senate and referred to Senate Ag & Natural Resources

Feb. 19: Scheduled for hearing

**HB 1002:** Provide for the creation of a trust account for unlocatable mineral interest owners.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1002>

*Introduced by Representatives Hoffman, Hawley, Magstadt, Olson (Betty), Rozum, Schrempp, and Solum and Senators Rampelberg, Maher, Rhoden, Sutton, and Tieszen at the request of the Interim Oil and Gas Study Committee.*

Jan. 08: First read in House and referred to House Ag & Natural Resources

Jan. 22: Scheduled for hearing

Jan. 22: Ag & Natural Resources Deferred to another day, Passed

Feb. 05: Scheduled for hearing

Feb. 05: Ag & Natural Resources Motion to amend, Passed

Feb. 05: Ag & Natural Resources Motion to amend, Passed

Feb. 05: Ag & Natural Resources Do Pass Amended, Passed 13-0

Feb. 07: House of Representatives Do Pass Amended, Passed 69-1

Feb. 12: First read in Senate and referred to Senate Ag & Natural Resources

Feb. 19: Scheduled for hearing

**HB 1003:** ~~Provide for mediation between mineral developers and surface owners in certain disputes over surface depredation and to provide for mediation of mineral fee disputes.~~ **Revise the purpose of the agriculture mediation program.**

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1003>

*Introduced by Representatives Rozum, Hawley, Hoffman, Magstadt, Olson (Betty), Schrempp, and Solum and Senators Rampelberg, Maher, Sutton, and Tieszen at the request of the Interim Oil and Gas Study Committee.*

Jan. 08: First read in House and referred to House Ag & Natural Resources

Jan. 15: Scheduled for hearing

Jan. 15: Deferred by Chair

Jan. 17: Scheduled for hearing

Jan. 17: Ag & Natural Resources Houghoused, Passed

Jan. 17: Ag & Natural Resources Do Pass Amended, Passed 13-0

Jan. 17: Ag & Natural Resources Title amended, Passed

Jan. 22: House of Representatives Deferred to another day, Passed

Jan. 23: House of Representatives Do Pass Amended, Passed 70-0

Jan. 24: First read in Senate and referred to Senate Ag & Natural Resources

Feb. 19: Scheduled for hearing

**HB 1004:** Provide for the award of treble damages in certain surface depredation cases.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1004>

*Introduced by Representatives Hoffman, Hawley, Magstadt, Olson (Betty), Rozum, Schrempp, and Solum and Senators Maher, Rampelberg, Rhoden, and Sutton at the request of the Interim Oil and Gas Study Committee.*

Jan. 08: First read in House and referred to House Ag & Natural Resources

Jan. 22: Scheduled for hearing  
Jan. 22: Ag & Natural Resources Motion to amend, Passed  
Jan. 22: Ag & Natural Resources Motion to amend, Passed  
Jan. 22: Ag & Natural Resources Do Pass Amended, Passed 13-0  
Jan. 24: House of Representatives Do Pass Amended, Passed 66-4  
Jan. 25: First read in Senate and referred to Senate Ag & Natural Resources  
Feb. 19: Scheduled for hearing

**HB 1005:** Require certain posting of information if hydraulic fracture stimulation is performed on oil and gas wells.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1005>

*Introduced by Representatives Hawley, Hoffman, Magstadt, Olson (Betty), Rozum, Schrempp, and Solum and Senators Maher, Rampelberg, Rhoden, Sutton, and Tieszen at the request of the Interim Oil and Gas Study Committee.*

Jan. 08: First read in House and referred to House Ag & Natural Resources

Jan. 22: Scheduled for hearing

**Jan. 22: Ag & Natural Resources Tabled, Passed 13-0**

**HB 1006:** Revise certain provisions relating to the termination of certain mineral interests.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1006>

*Introduced by Representatives Solum, Hawley, Hoffman, Magstadt, Olson (Betty), Rozum, and Schrempp and Senators Maher, Rampelberg, Rhoden, Sutton, and Tieszen at the request of the Interim Oil and Gas Study Committee.*

Jan. 08: First read in House and referred to House Ag & Natural Resources

Jan. 15: Scheduled for hearing

Jan. 15: Ag & Natural Resources Motion to amend, Passed

Jan. 15: Ag & Natural Resources Do Pass Amended, Passed 13-0

Jan. 17: House of Representatives Do Pass Amended, Passed 70-0

Jan. 18: First read in Senate and referred to Senate Ag & Natural Resources

Feb. 19: Scheduled for hearing

**HB 1007:** Restrict the term of conservation easements. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1007>

*Introduced by Representatives Schaefer, Cronin, and Peterson, and Senators Rhoden and Frerichs at the request of Agriculture and Land Assessment Implementation and Oversight Advisory Task Force.*

Jan. 08: First read in House and referred to House Ag & Natural Resources

Jan. 24: Scheduled for hearing

Jan. 24: Ag & Natural Resources Motion to amend, Passed

**Jan. 24: Ag & Natural Resources Deferred to 41<sup>st</sup> Legislative Day, Passed 7-6.**

**HB 1017:** Establish and revise certain provisions, bond amounts, fees, and penalties related to the regulation of grain warehouses and grain buyers and to declare an emergency. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1017>

*Introduced by the Committee on Agriculture and Natural Resources at the request of the Public Utilities Commission.*

Jan. 08: First read in House and referred to House Ag & Natural Resources

Jan. 24: Scheduled for hearing

Jan. 24: Ag & Natural Resources Motion to amend, Passed

Jan. 24: Ag & Natural Resources Do Pass Amended, Passed 13-0

Jan. 28: House of Representatives Do Pass Amended, Passed 66-2

Jan. 29: First read in Senate and referred to Senate Ag & Natural Resources

**HB 1030:** Authorize the South Dakota Building Authority to finance the construction of ~~a sanitary sewer system at Angostura Recreation Area near Hot Springs for GFP~~ improvements in the state park system for the Department of Game, Fish and Parks and to declare an emergency. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1030>

*Introduced by the Committee on State Affairs at the request of the Department of Game, Fish and Parks.*

Jan. 08: First read in House and referred to House State Affairs

Jan. 11: Scheduled for hearing

Jan. 11: Deferred by Chair

Jan. 25: Scheduled for hearing

Jan. 25: State Affairs Motion to amend, Passed

Jan. 25: State Affairs Motion to amend, Passed

Jan. 25: State Affairs Do Pass Amended, Passed 13-0

Jan. 25: State Affairs Title amended, Passed

Jan. 29: House of Representatives Do Pass Amended, passed 66-3

Jan. 30: First read in Senate and referred to Senate State Affairs

Feb. 20: Scheduled for hearing

**HB 1034:** Revise certain provisions regarding the procedure for setting petroleum examination and testing specifications and methods. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1034>

*Introduced by the Committee on Commerce and Energy at the request of the Department of Public Safety.*

Jan. 08: First read in House and referred to House Commerce and Energy  
Jan. 23: Scheduled for hearing  
Jan. 23: Commerce and Energy Do Pass, Passed 13-0  
Jan. 23: Placed on consent, Passed  
Jan. 24: House of Representatives Do Pass, Passed 70-0  
Jan. 25: First read in Senate and referred to Senate Commerce and Energy  
Feb. 14: Scheduled for hearing  
Feb. 14: Commerce and Energy Do Pass, Passed 6-0  
Feb. 14: Placed on consent, Passed

**HB 1048:** Revise and repeal certain provisions related to the Department of Agriculture.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1048>

*Introduced by the Committee on Agriculture and Natural Resources at the request of the Department of Agriculture.*

Jan. 08: First read in House and referred to House Ag & Natural Resources  
Jan. 29: Scheduled for hearing  
Jan. 29: Ag & Natural Resources Do Pass, Passed 13-0  
Jan. 29: Placed on consent, Passed  
Jan. 30: House of Representatives Do Pass, Passed 68-0  
Jan. 31: First read in Senate and referred to Senate Ag & Natural Resources

**HB 1059:** Repeal and revise certain obsolete and unnecessary statutes and rules relating to the Department of Environment and Natural Resources. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1059>

*Introduced by the Committee on Agriculture and Natural Resources at the request of the Department of Environment and Natural Resources.*

Jan. 08: First read in House and referred to House Ag & Natural Resources  
Jan. 29: Scheduled for hearing  
Jan. 29: Ag & Natural Resources Do Pass, Passed 13-0  
Jan. 29: Placed on consent, Passed  
Jan. 30: House of Representatives Do Pass, Passed 68-0  
Jan. 31: First read in Senate and referred to Senate Ag & Natural Resources

**HB 1091:** Establish certain provisions regarding the labeling of motor fuel at a retail fuel pump.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1091>

*Introduced by Representatives Cronin, Bartling, Cammack, Conzet, Craig, Dryden, Duvall, Erickson, Feickert, Gosch, Greenfield, Hajek, Hoffman, Hunhoff (Bernie), Johns, Kirschman, Kopp, Lust, Magstadt, Miller, Nelson, Novstrup (David), Olson (Betty), Parsley, Peterson, Qualm, Rounds, Russell, Solum, Stalzer, Verchio, Westra, and Wick and Senators Brown, Begalka, Bradford, Frerichs, Holien, Hunhoff (Jean), Jensen, Kirkeby, Lederman, Lucas, Maher, Monroe, Olson (Russell), Otten (Ernie), Rave, Rhoden, Soholt, Sutton, and Tidemann.*

Jan. 08: First read in House and referred to House Commerce and Energy  
Jan. 23: Scheduled for hearing  
Jan. 23: Commerce and Energy Motion to amend, Passed  
Jan. 23: Commerce and Energy Motion to amend, Passed  
Jan. 23: Commerce and Energy Do Pass Amended, Passed 13-0  
Jan. 25: House of Representatives Do Pass Amended, Passed 64-6  
Jan. 28: First read in Senate and referred to Senate Commerce and Energy  
Jan. 31: Scheduled for hearing  
Jan. 31: Commerce and Energy Do Pass, Passed 6-0  
Feb. 04: Senate Deferred to another day, Passed  
Feb. 05: Senate Deferred to another day, Passed  
Feb. 06: Senate Deferred to another day, Passed  
Feb. 07: Senate Deferred to another day, Passed  
Feb. 12: Senate Deferred to another day, Passed  
Feb. 13: Senate Deferred to another day, Passed  
Feb. 14: Senate Deferred to another day, Passed

**HB 1107:** Revise certain provisions relating to drainage utility fees in municipalities.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1107>

*Introduced by Representatives Lust and Bartling and Senators Kirkeby and Bradford.*

Jan. 18: First read in House and referred to House Local Government  
Jan. 29: Scheduled for hearing  
Jan. 29: Local Government Do Pass, Passed 12-0  
Jan. 30: House of Representatives Do Pass, Passed 69-0  
Jan. 31: First read in Senate and referred to Senate Local Government  
Feb. 20: Scheduled for hearing

**HB 1108:** Expand the application of certain open~~ing~~ meetings provisions to certain committees of public boards.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1108>

*Introduced by the Committee on State Affairs at the request of the Office of the Governor and the Office of the Attorney General.*

Jan. 18: First read in House and referred to House State Affairs  
Jan. 23: Scheduled for hearing  
Jan. 23: State Affairs Motion to amend, Passed  
Jan. 23: State Affairs Do Pass Amended, Passed 13-0  
Jan. 23: State Affairs Title amended, Passed  
Jan. 25: House of Representatives Deferred to another day, Passed  
Jan. 28: House of Representatives Do Pass Amended, Passed 63-5  
Jan. 29: First read in Senate and referred to Senate State Affairs

**HB 1110:** Provide for openness in certain electronic records databases and to open certain information regarding electronic record systems. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1110>

*Introduced by the Committee on State Affairs at the request of the Office of the Governor and the Office of the Attorney General.*

Jan. 18: First read in House and referred to House State Affairs  
Jan. 23: Scheduled for hearing  
Jan. 23: State Affairs Do Pass, Passed 13-0  
Jan. 24: House of Representatives Do Pass, Passed 70-0  
Jan. 25: First read in Senate and referred to Senate State Affairs

**HB 1114:** Repeal the confidentiality status of certain derogatory materials and to create an exception to certain open records provisions for certain defamatory information. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1114>

*Introduced by the Committee on State Affairs at the request of the Office of the Governor and the Office of the Attorney General.*

Jan. 18: First read in House and referred to House State Affairs  
Jan. 25: Scheduled for hearing  
**Jan. 25: State Affairs Deferred to the 41st legislative day, Passed 13-0**

**HB 1115:** Clarify the deliberative process exception to certain open records provisions.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1115>

*Introduced by the Committee on State Affairs at the request of the Office of the Governor and the Office of the Attorney General.*

Jan. 18: First read in House and referred to House State Affairs  
Jan. 25: Scheduled for hearing  
Jan. 25: State Affairs Do Pass, Passed 10-2  
Jan. 28: House of Representatives Do Pass, Passed 68-0  
Jan. 29: First read in Senate and referred to Senate State Affairs

**HB 1120:** Allow regional intergovernmental cooperation for sewer utilities and to provide for the establishment of rates and charges. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1120>

*Introduced by Representatives Munsterman, Erickson, Feinstein, Hansen, Hawks, Heinert, Hickey, Kopp, Rozum, Sly, Stalzer, and Westra and Senators Johnston, Kirkeby, Otten (Ernie), Peters, Sohlt, and Welke.*

Jan. 22: First read in House and referred to House Local Government  
Jan. 31: Scheduled for hearing  
Jan. 31: Local Government Do Pass, Passed 13-0  
Feb. 04: House of Representatives Do Pass, Passed 67-1  
Feb. 05: First read in Senate and referred to Senate Local Government

**HB 1135:** Regulate access to and use of public waters on public and private property.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1135>

*Introduced by Representatives Hoffman, Craig, Cronin, Duvall, Feickert, Gosch, Greenfield, Kopp, May, Nelson, Olson (Betty), Qualm, Schaefer, Schoenfish, and Schrempp; and Senators Rhoden, Begalka, Bradford, Brown, Ewing, Frerichs, Lucas, Maher, Monroe, Novstrup (Al), Rampleberg, and Vehle.*

Jan. 22: First read in House and referred to House Ag & Natural Resources  
Feb. 07: Scheduled for hearing  
Feb. 07: Ag & Natural Resources Motion to amend, Passed

Feb. 07: Ag & Natural Resources Motion to amend, Passed  
Feb. 07: Ag & Natural Do Pass Amended, Passed 12-1  
Feb. 13: House of Representatives Motion to amend, Passed  
Feb. 13: House of Representatives Motion to amend, Passed  
Feb. 13: House of Representatives Do Pass Amended, Passed 37-32  
Feb. 14: First read in Senate and referred to Senate State Affairs  
Feb. 20: Scheduled for hearing

**HB 1145:** Provide that road-killed animals are in the public domain and to provide the means of possession.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1145>

*Introduced by Representatives Gibson, Hawks, Heinert, Killer, Kopp, May, Olson (Betty), Parsley, Peterson, Rozum, and Verchio; and Senators Kirkeby, Lucas, Sutton, and Tidemann.*

Jan. 22: First read in House and referred to House Transportation  
Jan. 29: Scheduled for hearing  
Jan. 29: Transportation Motion to Amend, Passed 7-6  
Jan. 29: Transportation Motion to Amend, Passed  
**Jan. 29: Transportation Deferred to 41<sup>st</sup> Legislative Day, Passed 10-2**

**HB 1153:** Exempt certain environmental upgrade values from assessment during construction and to provide a sunset clause for the environmental upgrade exemption. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1153>

*Introduced by Representatives Peterson, Bartling, Bolin, Cammack, Campbell, Craig, Cronin, Dryden, Duvall, Feickert, Gibson, Gosch, Greenfield, Hansen, Hawley, Hickey, Hoffman, Hunhoff (Bernie), Kirschman, Kopp, Latterell, Magstadt, Novstrup (David), Olson (Betty), Parsley, Rounds, Rozum, Schrempp, Solum, Stalzer, Tulson, Tyler, and Verchio and Senators Begalka, Brown, Frerichs, Holien, Hunhoff (Jean), Johnston, Krebs, Lederman, Lucas, Maher, Novstrup (Al), Olson (Russell), Peters, Rampelberg, Rave, Rhoden, Tidemann, Tieszen, Van Gerpen, Vehle, and White.*

Jan. 23: First read in House and referred to House Taxation  
Jan. 31: Scheduled for hearing  
Jan. 31: Taxation Motion to amend, Passed  
Jan. 31: Taxation Do Pass Amended, Passed 13-0  
Feb. 05: House of Representatives Do Pass Amended, Passed 69-0  
Feb. 06: First read in Senate and referred to Senate Taxation  
Feb. 15: Scheduled for hearing  
Feb. 15: Taxation Do Pass, Passed 7-0

**HB 1208:** Prohibit the unlawful release of medical waste and to provide a penalty therefor.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1208>

*Introduced by Representatives Mickelson, Carson, Conzet, Craig, Cronin, Duvall, Erickson, Haggard (Don), Hajek, Hansen, Miller, Otten (Herman), Westra, Wick, and Wink and Senators White, Heineman (Phyllis), Krebs, Rhoden, Tidemann, and Vehle.*

Jan. 28: First read in House and referred to House Health and Human Services  
Jan. 31: Scheduled for hearing  
Jan. 31: Health and Human Services Motion to amend, Passed  
Jan. 31: Health and Human Services Do Pass Amended, Passed 12-1  
Feb. 05: House of Representatives Motion to amend, Passed  
Feb. 05: House of Representatives Do Pass Amended, Passed 64-5  
Feb. 06: First read in Senate and referred to Senate Health and Human Services  
Feb. 15: Scheduled for hearing  
Feb. 15: Deferred by Chair

**HB 1241:** Require certain food packaging to be labeled if the packaging contains bisphenol A.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1241>

*Introduced by Representatives Feinstein, Hawks, Hickey, Magstadt, Sly, and Steele and Senators Lederman, Frerichs, Jones, Lucas, and Welke.*

Jan. 28: First read in House and referred to House Health and Human Services  
Feb. 19: Scheduled for hearing

**HB 1246:** Authorize certain ~~aerial~~ pesticide applicators to apply pesticide on their own property.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1246>

*Introduced by Representative Greenfield and Senators Monroe, Maher, Novstrup (Al), and Welke.*

Jan. 28: First read in House and referred to House Ag & Natural Resources  
Feb. 12: Scheduled for hearing  
Feb. 12: Ag & Natural Resources Motion to amend, Passed  
Feb. 12: Ag & Natural Resources Do Pass Amended, Passed 13-0

Feb. 12: Ag & Natural Resources Title amended, Passed  
Feb. 14: House of Representatives Do Pass Amended, Passed 68-0

**HCR 1006:** Petitioning the President of the United States and the Department of State to authorize the Keystone XL Pipeline.  
<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=HCR1006>

*Introduced by Representatives Bolin, Cammack, Campbell, Craig, Dryden, Ecklund, Erickson, Greenfield, Haggard (Don), Hansen, Heinemann (Leslie), Johns, Kaiser, Kopp, Magstadt, May, Mickelson, Miller, Nelson, Olson (Betty), Rasmussen, Rozum, Russell, Schaefer, Schoenfish, Stalzer, Steele, Stevens, Tulson, Verchio, Westra, and Wick and Senators Lederman, Adelstein, Begalka, Brown, Ewing, Frerichs, Heineman (Phyllis), Holien, Jensen, Kirkeby, Krebs, Maher, Monroe, Novstrup (Al), Olson (Russell), Omdahl, Otten (Ernie), Peters, Rempelberg, Rave, Rhoden, Soholt, Tidemann, Tieszen, Van Gerpen, and White.*

Feb. 07: Introduced in House of Representatives  
Feb. 12: House of Representatives Adopt Resolution, Passed 57-11  
Feb. 13: Introduced in Senate  
Feb. 14: Senate Concurred in Resolution, Passed 30-3

## SENATE BILLS

**SB 1:** Revise the provisions regarding plugging and performance bonds for oil and gas wells and to repeal the supplemental restoration bond requirement. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=1>  
*Introduced by Senators Maher, Rempelberg, Rhoden, Sutton, and Tieszen and Representatives Magstadt, Hawley, Hoffman, Olson (Betty), Rozum, Schrempp, and Solum at the request of the Interim Oil and Gas Study Committee.*

Jan. 09: First read in Senate and referred to Senate Ag & Natural Resources  
Jan. 29: Scheduled for hearing  
Jan. 29: Ag & Natural Do Pass, Passed 9-0  
Jan. 30: Senate Do Pass, Passed 35-0  
Jan. 31: First read in House and referred to House Ag & Natural Resources  
Feb 06: Placed on consent, Passed  
Feb 13: Placed on consent, Passed

**SB 2:** Provide funding for unresolved surface depredation caused by oil and gas exploration and to make an appropriation therefor. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=2>  
*Introduced by Senators Sutton, Maher, Rempelberg, Rhoden, and Tieszen and Representatives Olson (Betty), Hawley, Hoffman, Magstadt, Rozum, Schrempp, and Solum at the request of the Interim Oil and Gas Study Committee.*

Jan. 09: First read in Senate and referred to Senate Appropriations  
Jan. 24: Scheduled for hearing  
Jan. 24: Deferred by Chair  
Jan. 31: Scheduled for hearing  
Feb. 07: Scheduled for hearing  
Feb. 13: Scheduled for hearing  
Feb. 14: Scheduled for hearing  
Feb. 14: Appropriations Motion to amend, Passed  
Feb. 14: Deferred by Chair  
Feb. 19: Scheduled for hearing

**SB 12:** Update citations and revise certain provisions regarding permits for energy facilities.  
<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=12>  
*Introduced by the Committee on Commerce and Energy at the request of the Public Utilities Commission.*

Jan. 09: First read in Senate and referred to Senate Commerce and Energy  
Jan. 15: Scheduled for hearing  
Jan. 15: Commerce and Energy Do Pass, Passed 7-0  
Jan. 15: Placed on consent, Passed  
Jan. 16: Senate Do Pass, Passed 35-0  
Jan. 17: First read in House and referred to House Commerce and Energy  
Feb. 20: Scheduled for hearing

**SB 13:** Revise certain provisions relating to the administration of mineral rights on and under research parks.  
<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=13>  
*Introduced by the Committee on State Affairs at the request of the Governor's Office of Economic Development.*

Jan. 09: First read in Senate and referred to Senate State Affairs  
Jan. 11: Scheduled for hearing

Jan. 11: Commerce and Energy Do Pass, Passed 9-0  
Jan. 11: Placed on consent, Passed  
Jan. 15: Senate Do Pass, Passed 35-0  
Jan. 16: First read in House and referred to House State Affairs  
Feb. 20: Scheduled for hearing

**SB 42:** Update references to federal regulations regarding safe transport of hazardous materials.  
<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=42>

*Introduced by the Committee on Transportation at the request of the Department of Public Safety.*

Jan. 09: First read in Senate and referred to Senate Transportation  
Jan. 13: Scheduled for hearing  
Jan. 13: Transportation Do Pass, Passed 6-0  
Feb. 14: Senate Do Pass, Passed 29-4  
Feb. 15: First read in House and referred to House Transportation

**SB 46:** Repeal certain outdated statutes and cross references related to the Department of Health.  
<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=46>

*Introduced by the Committee on Health and Human Services at the request of the Department of Health.*

Jan. 09: First read in Senate and referred to Senate Health and Human Services  
Jan. 11: Scheduled for hearing  
Jan. 16: Scheduled for hearing  
Jan. 16: Health and Human Services Do Pass, Passed 6-0  
Jan. 16: Placed on consent, Passed  
Jan. 17: Senate Do Pass, Passed 35-0  
Jan. 18: First read in House and referred to House Health and Human Services  
Jan. 24: Scheduled for hearing  
Jan. 24: Health and Human Services Do Pass, Passed 13-0  
Jan. 24: Placed on consent, Passed  
Jan. 25: House of Representatives Do Pass, Passed 70-0  
Jan. 28: Signed by President  
Jan. 29: Signed by Speaker  
Jan. 30: Delivered to the Governor

**Feb. 04: Signed by Governor**

**SB 59:** Prohibit the disposal of certain oil and gas field wastes. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=59>

*Introduced by the Committee on Agriculture and Natural Resources at the request of the Department of Environment and Natural Resources.*

Jan. 10: First read in Senate and referred to Senate Ag & Natural Resources  
Jan. 24: Scheduled for hearing  
Jan. 24: Ag & Natural Resources Motion to amend, Passed  
Jan. 24: Ag & Natural Resources Do Pass Amended, Passed 7-0  
Jan. 28: Senate Do Pass Amended, Passed 26-7  
Jan. 29: First read in House and referred to House Ag & Natural Resources

**SB 85:** Revise certain provisions regarding the production incentive payment available to ethanol producers.  
<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=85>

*Introduced by Senators Olson (Russell), Brown, Frerichs, Holien, Johnston, Krebs, Lederman, Novstrup (Al), Rave, Tidemann, Welke, and White and Representatives Magstadt, Cronin, Greenfield, Hoffman, Hunhoff (Bernie), Munsterman, Novstrup (David), Parsley, Peterson, Rounds, Solum, and Wick.*

Jan. 17: First read in Senate and referred to Senate Commerce and Energy  
Jan. 24: Scheduled for hearing  
Jan. 24: Commerce and Energy Do Pass, Passed 6-0  
Jan. 25: Senate Deferred to another day, Passed  
Jan. 28: Senate Motion to amend, Passed  
Jan. 28: Senate Do Pass Amended, Passed 33-0  
Jan. 29: First read in House and referred to House Commerce and Energy  
Feb. 20: Scheduled for hearing

**SB 89:** Limit the liability of retail dealers in petroleum products under certain conditions.  
<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=89>

*Introduced by Senators Olson (Russell), Brown, Frerichs, Holien, Johnston, Krebs, Lederman, Novstrup (Al), Rave, Tidemann, Welke, and White and Representatives Solum, Cronin, Greenfield, Hoffman, Hunhoff (Bernie), Magstadt, Munsterman, Novstrup (David), Parsley, Peterson, Rounds, Verchio, and Wick.*

Jan. 17: First read in Senate and referred to Senate Commerce and Energy

Jan. 24: Scheduled for hearing

Jan. 24: Commerce and Energy Do Pass, Passed 6-0

Jan. 24: Placed on consent, Passed

Jan. 25: Senate Do Pass, Passed 31-0

Jan. 28: First read in House and referred to House State Affairs

**SB 101:** Require reporting of the location of certain mine shafts and tunnels. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=101>  
*Introduced by Senators Adelstein, Begalka, Kirkeby, Lucas, Rampelberg, and Tidemann and Representatives Hoffman, Kopp, and Schrempp.*

Jan. 18: First read in Senate and referred to Senate Ag & Natural Resources

Feb. 07: Scheduled for hearing

Feb. 07: Ag & Natural Resources Motion to amend, Passed

Feb. 07: Ag & Natural Resources Do Pass, Failed 4-5

**Feb. 07: Ag & Natural Resources Deferred to the 41st legislative day, Passed 6-3**

**SB 115:** Increase the commercial fertilizer inspection fee for purposes of fertilizer-related research and to create the Nutrient Research Education Council to promote such research. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=115>

*Introduced by Senators Krebs, Frerichs, Lucas, Maher, Monroe, and Tidemann and Representatives Peterson, Bartling, Cammack, Craig, Cronin, Duvall, Hoffman, Munsterman, Olson (Betty), Parsley, Qualm, Schrempp, and Solum.*

Jan. 23: First read in Senate and referred to Senate Ag & Natural Resources

Jan. 31: Scheduled for hearing

Jan. 31: Ag & Natural Resources Do Pass, Passed 9-0

Feb. 05: Senate Do Pass, Passed 30-5

Feb. 06: First read in House and referred to House Ag & Natural Resources

**SB 123:** Increase the energy minerals severance tax. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=123>

*Introduced by Senators Begalka and Lucas and Representatives Peterson, Feickert, Parsley, Tulson, and Tyler.*

Jan. 23: First read in Senate and referred to Senate Appropriations

Jan. 31: Scheduled for hearing

**Jan. 31: Appropriations Tabled, Passed 9-0**

**SB 131:** Revise the annual budget report. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=131>

*Introduced by Senators Tidemann, Brown, Heineman (Phyllis), and Peters and Representatives Dryden, Carson, Cronin, Magstadt, and Romkema.*

Jan. 23: First read in Senate and referred to Senate Appropriations

Feb. 07: Scheduled for hearing

Feb. 13: Scheduled for hearing

Feb. 13: Deferred by Chair

Feb. 14: Scheduled for hearing

Feb. 19: Scheduled for hearing

**SB 141:** Revise certain financial assurance provisions relating to mining. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=141>

*Introduced by Senators Adelstein, Kirkeby, Lucas, Rampelberg, and Tidemann and Representatives Sly, Hunhoff (Bernie), Kopp, and Schrempp.*

Jan. 23: First read in Senate and referred to Senate Commerce and Energy

Jan. 29: Scheduled for hearing

Jan. 29: Commerce and Energy Motion to amend, Passed

**Jan. 29: Commerce and Energy Deferred to the 41st legislative day, Passed 6-0**

**SB 148:** Reestablish the force and effect of certain administrative rules relating to underground injection control and in situ leach mining. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=148>

*Introduced by Senator Bradford and Representatives Heinert and Killer.*

Jan. 23: First read in Senate and referred to Senate Ag & Natural Resources

Feb. 07: Scheduled for hearing

**Feb. 07: Ag & and Natural Resources Deferred to the 41st legislative day, Passed 7-1**

**SB 149:** Revise certain provisions relating to violations found through environmental audits.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=149>

*Introduced by Senator Bradford and Representatives Heinert and Killer.*

Jan. 23: First read in Senate and referred to Senate Ag & Natural Resources

Feb. 07: Scheduled for hearing

Feb. 07: Ag & Natural Resources Motion to amend, Passed

**Feb. 07: Ag & and Natural Resources Deferred to the 41st legislative day, Passed 7-2**

**SB 150:** Revise certain permitting requirements relating to in situ leach mining. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=150>

*Introduced by Senator Bradford and Representatives Heinert and Killer.*

Jan. 23: First read in Senate and referred to Senate Ag & Natural Resources

Feb. 07: Scheduled for hearing

**Feb. 07: Ag & and Natural Resources Deferred to the 41st legislative day, Passed 8-1**

**SB 153:** Clarify, remove inconsistencies from, and revise certain provisions relating to the formation and operation of watershed districts. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=153>

*Introduced by Senators Frerichs, Jones, Krebs, Rhoden, Tidemann, Vehle, Welke, and White and Representatives Gosch, Cronin, Feickert, Hawley, Hoffman, Olson (Betty), Peterson, and Werner.*

Jan. 23: First read in Senate and referred to Senate State Affairs

Feb. 04: Scheduled for hearing

Feb. 04: State Affairs Motion to amend, Passed

Feb. 04: State Affairs Do Pass Amended, Failed 4-4

Feb. 04: State Affairs Report out of committee without recommendation as amended, Passed 7-2

Feb. 05: Motion to strike the "without recommendation," Passed 24-11

Feb. 06: Senate Deferred to another day, Passed

Feb. 07: Senate Deferred to another day, Passed

Feb. 12: Senate Do Pass Amended, Passed 19-16

Feb. 13: First read in House and referred to House Judiciary

**SB 155:** Establish a local government road improvement grant fund for the purpose of serving new agricultural facilities and to make an appropriation therefor. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=155>

*Introduced by Senators Krebs, Begalka, Brown, Frerichs, Monroe, Olson (Russell), Rhoden, Tidemann, and Vehle and Representatives Cronin, Haggart (Don), Hansen, Lust, Munsterman, Novstrup (David), Olson (Betty), Parsley, Peterson, Schaefer, and Verchio.*

Jan. 23: First read in Senate and referred to Senate Ag & Natural Resources

Feb. 05: Scheduled for hearing

Feb. 05: Referred to Senate Appropriations, Passed 9-0

Feb. 14: Scheduled for hearing

Feb. 14: Deferred by Chair

Feb. 19: Scheduled for hearing

**SB 157:** Revise the distribution from the wind energy tax fund. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=157>

*Introduced by Senators Krebs, Begalka, Frerichs, Kirkeby, and Vehle and Representatives Verchio, Bartling, Feickert, Hickey, Hoffman, Peterson, Rozum, and Tulson.*

Jan. 23: First read in Senate and referred to Senate Taxation

Jan. 28: Scheduled for hearing

Jan. 28: Taxation Motion to amend, Passed

Jan. 28: Taxation Do Pass Amended, Passed 5-2

Jan. 30: Fiscal Note Requested, Passed

Feb. 07: Senate Deferred to another day, Passed

Feb. 12: Senate Deferred to another day, Passed

Feb. 13: Senate Do Pass Amended, Passed 27-8

Feb. 14: First read in House and referred to House Commerce and Energy

**SB 164:** Revise the compensation requirements payable to surface owners for exploration damages and to allow the payments to be made in multiple installments. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=164>

*Introduced by Senators Maher and Sutton and Representatives Rozum, Feickert, Kopp, Olson (Betty), Schaefer, Verchio, and Wink.*

Jan. 23: First read in Senate and referred to Senate Ag & Natural Resources

Jan. 29: Scheduled for hearing

Jan. 29: Deferred by Chair

**Jan. 31: Ag & Natural Resources Deferred to the 41st legislative day, Passed 5-4**

**SB 167:** Require governmental bodies to keep minutes of executive or closed sessions and to define what circumstances the minutes be viewed by the public. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=167>  
*Introduced by Senators Novstrup (Al), Brown, Kirkeby, and Lederman and Representatives Hoffman, Hansen, Kaiser, Munsterman, Tulson, Tyler, and Verchio.*

Jan. 23: First read in Senate and referred to Senate Local Government

Jan. 30: Scheduled for hearing

Jan. 30: Local Government Do Pass, Failed 3-4

**Jan. 30: Local Government Deferred to the 41st legislative day, Passed 4-3**

**SB 175:** Exempt trucking of used tires and tire casings from sales and use taxes. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=175>  
*Introduced by Senator Lederman.*

Jan. 23: First read in Senate and referred to Senate Taxation

Feb. 06: Scheduled for hearing

Feb. 06: Deferred by Chair

Feb. 13: Scheduled for hearing

Feb. 13: Taxation Deferred to another day, Passed

Feb. 15: Scheduled for hearing

**Feb. 15: Taxation Deferred to the 41st legislative day, Passed 6-1**

**SB 179:** Provide for a uniform county drainage permit application form and to remove the maximum limit for drainage permit fees. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=179>

*Introduced by Senators Vehle, Jones, and Olson (Russell) and Representatives Gosch and Hawley.*

Jan. 23: First read in Senate and referred to Senate Local Government

Jan. 30: Scheduled for hearing

Jan. 30: Deferred by Chair

Feb. 06: Scheduled for hearing

Feb. 06: Deferred by Chair

Feb. 13: Scheduled for hearing

Feb. 13: Local Government Motion to amend, Passed

**Feb. 13: Local Government Deferred to the 41st legislative day, Passed 6-1**

**SB 185:** Clarify the authority of the interim rules review committee. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=185>

*Introduced by Senators Hunhoff (Jean), Begalka, Brown, Buhl, Frerichs, Heineman (Phyllis), Krebs, Lederman, Lucas, Olson (Russell), Peters, Rave, Rhoden, Sutton, Tidemann, and Vehle and Representatives Gibson, Bartling, Duvall, Feickert, Feinstein, Hansen, Hawks, Hawley, Heinert, Hunhoff (Bernie), Kirschman, Lust, Parsley, Peterson, Rounds, Schaefer, Schrempp, Sly, Soli, Solum, Tyler, and Wismer.*

Jan. 23: First read in Senate and referred to Senate State Affairs

Feb. 04: Scheduled for hearing

Feb. 04: State Affairs Do Pass, Passed 8-0

Feb. 05: Senate Deferred to another day, Passed

Feb. 06: Senate Deferred to another day, Passed

Feb. 07: Senate Deferred to another day, Passed

Feb. 12: Senate Motion to amend, Passed

Feb. 12: Senate Do Pass Amended, Passed 35-0

Feb. 13: First read in House and referred to House Judiciary

**SB 189:** Make appropriations from the water and environment fund, the water pollution control revolving fund subfund, and the drinking water revolving fund subfund for various water and environmental purposes and to declare an emergency.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=189>

*Introduced by the Committee on Appropriations at the request of the Office of the Governor.*

Jan. 24: First read in Senate and referred to Senate Appropriations

Feb. 07: Scheduled for hearing

Feb. 07: Appropriations Do Pass, Passed 9-0

Feb. 12: Senate Deferred to another day, Passed

Feb. 13: Senate Do Pass, Passed 35-0

Feb. 19: Scheduled for hearing

**SB 195:** Establish certain incentives for wind energy facilities, to revise the amount that may be rebated for the gross receipts tax on electricity produced on wind farms, **to provide a penalty for filing a false affidavit** and to declare an emergency.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=195>

*Introduced by Senators Rhoden, Begalka, Brown, Frerichs, Holien, Kirkeby, Krebs, Lederman, Lucas, Maher, Monroe, Olson (Russell), Rempelberg, Tidemann, and Vehle and Representatives Solum, Bartling, Bolin, Cronin, Duvall, Feickert, Gibson, Gosch, Greenfield, Hawks, Hawley, Heinemann (Leslie), Heinert, Hunhoff (Bernie), Killer, Lust, Magstadt, Otten (Herman), Parsley, Peterson, Rounds, Schoenfish, Soli, Tyler, Werner, and Wismer.*

Jan. 25: First read in Senate and referred to Senate Commerce and Energy

Feb. 14: Scheduled for hearing

Feb. 14: Commerce and Energy Motion to amend, Passed

Feb. 14: Commerce and Energy Do Pass Amended, Passed

Feb. 14: Commerce and Energy Title amended, Passed

**SB 201:** Remove the requirement that fluoride be added to municipal water supplies.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=201>

*Introduced by Senators Jensen, Begalka, Lederman, and Monroe and Representatives Craig, Campbell, Miller, Nelson, Russell, Schaefer, and Steele.*

Jan. 25: First read in Senate and referred to Senate Local Government

Feb. 04: Scheduled for hearing

**Feb. 04: Local Government Tabled, Passed 6-0**

**SB 203:** Revise provisions relating to owners of property located near waters. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=203>

*Introduced by Senator Maher; and Representative Hoffman.*

Jan. 28: First read in Senate and referred to Senate Ag & Natural Resources

Feb. 19: Scheduled for hearing

**SB 226:** Support Governor Mickelson's Pick-Sloan settlement framework. <http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=226>

*Introduced by Senator Lucas.*

Jan. 28: First read in Senate and referred to Senate Commerce and Energy

Feb. 07: Scheduled for hearing

**Feb. 07: Commerce and Energy Tabled, Passed 7-0**

**SB 231:** Develop a systematic process for the performance management review of state agencies.

<http://legis.state.sd.us/sessions/2013/Bill.aspx?Bill=231>

*Introduced by Senators Heineman (Phyllis), Brown, Krebs, Olson (Russell), Peters, and Tidemann and Representatives Lust, Carson, and Cronin.*

Jan. 28: First read in Senate and referred to Senate Appropriations

Feb. 07: Scheduled for hearing

Feb. 13: Scheduled for hearing

Feb. 13: Deferred by Chair

Feb. 14: Scheduled for hearing

Feb. 19: Scheduled for hearing